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Optoma Technology, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SEIKO EPSON CORPORATION,

Plaintiff,

v.

CORETRONIC CORPORATION and  
OPTOMA TECHNOLOGY, INC.,

Defendants.

AND RELATED COUNTERCLAIMS

Case Nos. C 06-6946, 07-6055 MHP

**STIPULATION AND ~~PROPOSED~~ ORDER  
DISMISSING CLAIMS RELATING TO  
U.S. PATENT NOS. 6,402,324 & 6,644,817**

WHEREAS Seiko Epson Corporation ("SEC") asserted in this case that Coretronic  
Corporation ("Coretronic") and Optoma Technology, Inc. ("Optoma") infringed U.S. Patent No.  
6,402,324 ("the 324 Patent") and U.S. Patent No. 6,664,817 ("the 817 Patent"); and

1 WHEREAS Coretronic and Optoma have denied infringing the 324 and 817 Patents and have  
2 asserted counterclaims for declaratory judgment that those patents are invalid; and

3 WHEREAS SEC has indicated its intent to withdraw its infringement assertions as to the 324  
4 and 817 Patents in this case; and

5 WHEREAS the parties agree that in light of such withdrawal, the issue of the 324 and 817  
6 Patents' validity need not be litigated and resolved at this time;

7 NOW, THEREFORE, THE PARTIES STIPULATE AND ASK THE COURT FOR AN  
8 ORDER AS FOLLOWS:

9 Dismissing without prejudice SEC's assertion of infringement of the 324 and 817 Patents  
10 against Coretronic and Optoma and dismissing without prejudice Coretronic's and Optoma's  
11 declaratory judgment actions seeking a declaration regarding the invalidity of the 324 and 817  
12 patents.

13 DATED: July \_\_, 2008

14 Respectfully submitted,

15 /s/  
Yitai Hu (CA Bar No. 248085)  
16 Elizabeth H. Rader (CA Bar No. 184963)  
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Epson America, Inc.

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Elizabeth H. Rader.

Dated: July \_\_, 2008

THELEN REID BROWN RAYSMAN & STEINER LLP

By:                     /s/                      
Christopher L. Ogden, Esq.  
(State Bar No. 235517)

Attorneys for Seiko Epson Corporation

Having considered the parties' statements and stipulations set forth above, and good cause appearing therefore, IT IS HEREBY ORDERED THAT:

SEC's claims of infringement of U.S. Patent No. 6,402,324 and U.S. Patent No. 6,664,817 against Coretronic and Optoma and Coretronic's and Optoma's declaratory judgment actions seeking a declaration regarding the invalidity of the 324 and 817 patents are DISMISSED without prejudice.

Dated: July 14, 2008

